

CITY OF LYNN

**City Council Meeting, April 23, 2019
Council President Darren P. Cyr**

Ten Councilors Present (Councilor Colucci absent).

Moment of Silence: Councilor LaPierre asked that the Family of Maureen Gaudet be remembered. Councilor Lozzi asked that the Family of Jean Bailey be remembered.

Pledge of Allegiance.

Motion made by Councilor Hogan and seconded by Councilor Starbard to accept the Meeting Minutes of April 9, 2019.

Motion carried.

Council President Cyr stated that Councilor Colucci could not be at the meeting as he recently had a minor surgical procedure.

COMMUNICATIONS:

Dear Councilors:

Pursuant to Section 6-9 of the Lynn City Charter, I am hereby appointing Drew Russo Personnel Director of the City of Lynn effective Monday, May 13, 2019. Also pursuant to Section 6-9 of the Charter, I am respectfully requesting that the Council confirm Mr. Russo's appointment at your April 23, 2019 meeting.

Sincerely, Mayor Thomas M. McGee

Motion made by Councilor Walsh and seconded by Councilor Barton to confirm Drew Russo as Personnel Director, effective May 13, 2019.

Motion carried by the following yea and nay vote:

10 YES 0 No (Councilor Colucci absent).

PUBLIC HEARINGS:

Petition of Evan Dostert, 21 Glen Ct Lynn, MA to operate a Pharmacy as a merchant to retail merchant on Monday-Friday 8:30 am -2pm and Saturdays 8:30 am-6:30pm at 161 Eastern Ave Suite 6

The following appeared in Favor:

Attorney Sam Vitali

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councilor Barton and seconded by Councilor Walsh to grant the prayer of the Petitioner.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Colucci absent).

Petition of Jarrod Falite, 50 Porter St Melrose, MA to operate Bostica LLC, a Marijuana Cultivation Facility at 71 Linden St, 7 days per week, operation to require 24 Hour Care.

The following appeared in Favor:

Attorney James Smith

Calvin Anderson, 12 Concord Street, Lynn

No one appeared in Opposition

Motion made by Councilor Walsh and seconded by Councilor Chakoutis to grant the prayer of the Petitioner with the following stipulations:

Prior to the issuance of an occupancy permit by the Department of Inspectional Services, the applicant shall submit an odor mitigation plan to the Chief of ISD. To the extent necessary, the applicant agrees to pay for an independent peer review of the odor mitigation plan which must be deemed satisfactory by the consultant to prevent the release of odors from the facility.

The special permit is expressly conditioned on representations that no odors will escape the facility and in the event that odor release occurs, the applicant will pay for an independent consultant to recommend alterations to the odor mitigation plan and adhere to said recommendations to the satisfaction of the Chief of Inspectional Services.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Colucci absent).

Petition of the Council regarding a burnt, dilapidated or dangerous building or other structure or vacant parcels of land located at 6 Pinkham Place.

The following appeared in Favor:

Resident, 21 Pinkham Street

Betsy Angel, 21 Pinkham Street, Lynn

Stephany Montenegro, 21 Pinkham Street, Lynn

9 / Show of Hands

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councilor Barton and seconded by Councilor Lozzi to grant with the stipulation that ISD be requested to fine the property on a daily basis and that no permits will be issued until all fines are paid.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Colucci)

Petition of the Council regarding a burnt, dilapidated or dangerous building or other structure or vacant parcels of land located at 170-172 Essex Street.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councilor Barton and seconded by Councilor Walsh to grant with the stipulation that ISD be requested to fine the property on a daily basis and that no permits will be issued until all fines are paid.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Colucci absent).

Public Hearing – Amend Zone Ordinance re: Package Stores and businesses with an all alcohol or beer/wine license.

**IN THE YEAR TWO THOUSAND NINETEEN AN ORDINANCE AMENDING THE
ZONE ORDINANCE OF THE CITY OF LYNN**

Be it Ordained by the City Council and by the authority of the same as follows, to wit:-

SECTION 1:00

The Zone Map of the City of Lynn, as the same constitutes and is part of the Zone Ordinance of the City of Lynn, together with said Zone Ordinance, as heretofore amended, is further amended as follows:

By amending Section 12.1 of the Zone Ordinance to read:

12.1

AUTHORITY

requiring a

Permission of the City Council shall be required for any use listed in the Table of Use Regulations Section 4 as

Special Permit unless otherwise noted and in addition the following:

Building material, Garage (three or more cars - public or private), Laundry, Junk business, Stable,

Stone mason, Food establishment where alcohol beverages in addition to food are served (Except in the Central Business District, WF1, WF1A, WF2, WF3, WF4, WS, SHCO and BSBZ), Enclosed ice or roller skating rink,

Carousel, Circus, Carnival, Inclined railways, Ferris wheel, Electric or other type of boat rides within or without building or structure, Bowling alley - a room or rooms where bowling, pool or billiards are played on tables, however operated, coin or otherwise, Shooting gallery and similar commercial amusement places, Mobile Food Vehicle, Package Stores and businesses with an all alcohol or beer/wine license.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

Letter from the Planning Board submitted in Favor.

Motion made by Councilor Lozzi and seconded by Councilor Barton to grant.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Colucci absent).

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of George Markos, owner of Brother's Deli to add an All Alcohol Beverage License to an existing Common Victuallers License at 41 Market St, 7 days per week, with hours of operation 5:30 am – 12:00 am **(Chakoutis)**

-Petition of Comcast to install a new manhole and underground conduit to provide service to 14 State St **(Chakoutis)**

Motion made by Councilor Barton and seconded by Councilor Field to set down for Public Hearings.

Motion carried.

COMMITTEE REPORTS:

Report of the April 23, 2019 Committee on Personnel recommending the following to be accepted:

INTERVIEW: Mayor's Appointment / Personnel Director:

Drew Russo – **Motion to send out to Full Council**

OTHER BUSINESS

REPORT ACCEPTED.

Report of the April 23, 2019 Committee on Licensing recommending the following to be accepted:

TAXI OPERATORS NEW:

Campbell, Michael: 20 Beacon Hill Ave, Lynn (Tabled-4/9/19)- **Tabled**

Haddigan, Keith: 268 Essex St, Beverly (Tabled-4/9-19)- **Tabled**

Jaquez, Juan Carlos: 15 Cook St., Lynn- **Granted**

LIVERY SERVICE NEW:

NASS Transportation: 36 Bruce Pl (owner Sullyman, Nasiru) - **Granted**

Safe & Secure Limousine LLC: 180 Commercial St (owner Youssufan, Luine) (Tabled 4/4/19) - **Granted**

Tatis Transportation LLC: 330 Lynnway Ste. 453 (owner Jose Tatis & Maribel Sanchez) - **Granted**

LIVERY OPERATORS NEW:

Giseay, Mark: 125 Williams Ave- **Granted**

Sullyman, Nasiru: 36 Bruce Place - **Granted**

Youssufan, Luine: 17 Bickford Ave, Revere (Tabled-4/9-19)

Cuevas, Jose: 2 French St #1- **Granted**

De La Rosa, Erika: 47 Burrill Ave #1- **Granted**

Sanchez, Manuel: 2 French Ave #1- **Granted**

Sanchez, Heidy: 2 French Ave #1- **Granted**

Sanchez, Maribel: 14 Brookvale St #1- **Granted**

Valentin-Villar, Stanley: 45 Tudor St #4- **Granted**

Valentin-Villar, Ezequiel: 45 Tudor St #4. - **Granted**

Vizcaino, Junior R: 42 River St #1- **Granted**

MOBILE FOOD VEHICLE-NEW / 180 COMMERCIAL STREET

21 Linwood Place, Amesbury, MA Big Rig BBQ - **Granted**

AUTO REPAIR/ FLAMMABLE LICENSE – NEW

1069A Western Ave. – James Auto Service- **Granted**

SIGN LICENSE-RENEWAL

157 Central Ave., La Luz De La Esperanza- **Granted**

139 Munroe Street, Nest Forward- **Granted**

AUTO BODY/AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL

17C Alley St. – Alley Auto Body & Repair, Inc. - **Granted**

19 Alley St. – Spina’s Auto Body- **Granted**

35B Alley St. – K & J Auto Body, Inc. - **Granted**

250 Commercial St. – City of Lynn DPW- **Granted**

9 Green St. – Legere Auto Body- **Granted**

88-92 Harbor St. – Urban Auto Body- **Granted**

AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL

18A Alley St. – E and M Auto Repair- **Granted**

36-38 Alley St. – McGinn Bus Company, Inc. - **Granted**

182 Alley St. – Transmission Reis- **Granted**

60 Bennett St. – Bennett St. Tire and Glass- **Granted**

68R Bennett St. – Estrada Auto Repair- **Granted**

59 Commercial St. – Rolando’s Auto Repair- **Granted**

180 Commercial St. – Miracle Auto Works (change of address from 19 Alley St.) - **Granted**

12 Ellis St. – Enrique Auto Repair Center- **Granted**

109 Lynnfield St. – R & R American Service Station, Inc. - **Granted**

617 Lynnway – New Angle Glass, Co. - **Granted**

FLAMMABLE LICENSE –RENEWAL

6 Bennett St. – L-A-C Steel Fabrication & Erection- **Granted**

20-24 Boston St. – Lynn Ladder & Scaffolding Co., Inc. - **Granted**

122 Boston St. – Boston Street Shell #04037- **Granted**

512 Chestnut St. – Ghenwa Inc. dba Lynn Mobil Mart- **Granted**

113 Fayette St. – R. DiLisio Co., Inc. - **Granted**

535 Lynnway – Lynnway Shell #04032- **Granted**

700 Lynnway – Sonny’s Car Wash- **Granted**

28 Oakville St. – McGrath Enterprises- **Granted**

56 Sanderson Ave. – Leahy Landscaping Inc. - **Granted**

760 Summer St. – A.L. Prime Energy- **Granted**

12 Washington St. – J & S Transport Co., Inc. - **Granted**

240 Western Ave. – Gibbs Oil Company Limited Partnership- **Granted**

570 Western Ave. – Chowdhury Inc. dba Convenience Station- **Granted**

1000 Western Ave. – G.E. Aviation – **Granted**

OTHER BUSINESS:

CANNING:

Wyoma Little League (Adults Only) – May 17, 18, 19, 2019

REPORT ACCEPTED.

**Report of the April 23, 2019 Committee on Public Property and Parks
recommending the following to be accepted:**

1. Request from Al Wilson / Beyond Walls to place a GE Engine in the City Hall Foyer. – **NO QUORUM - Informational Meeting**
2. **OTHER BUSINESS**

REPORT ACCEPTED.

NEW BUSINESS:

ORDER / FIELD Ordered that pursuant to Massachusetts General Laws Chapter 44, Section 53A, the City of Lynn hereby accepts a gift in the amount of \$500.00 from Waste Management for the purpose of sponsoring the second grade “Keep Lynn Clean” poster contest in the City. Further ordered that the Comptroller’s Office is hereby authorized to establish a revolving fund in order to effectuate the purpose of said gift.

Motion made by Councilor Field and seconded by Councilor LaPierre to grant.

Motion carried by the following yea and nay vote:

10 YES 0 NO

Motion made by Councilor Barton and seconded by Councilor Net to adjourn.

Notice of this meeting was posted in the City Clerk’s Office at least forty-eight (48) hours in advance.

A True Copy Attest:

CITY CLERK

